



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
Denver, CO 80202-1129
Phone 800-227-8917
www.epa.gov/region08

Ref: ENF-L

NOV 16 2016

CERTIFIED MAIL; RETURN RECEIPT REQUESTED

Mr. Kerry C. Gee
Vice President
United Park City Mines Company
P.O. Box 1450
Park City, Utah 84060

Mr. Kevin Murray
Holland & Hart LLP
222 South Main Street, Suite 2200
Salt Lake City, Utah 84101

Re: Richardson Flat Tailings Site, Operable Units 2 and 3, Park City, Utah
Notification of Violation of Administrative Order on Consent Docket CERCLA-08-2014-0003

Dear Mr. Gee and Mr. Murray:

This letter is to notify you that United Park City Mines (UPCM) is in violation of the Administrative Order issued by the U.S. Environmental Protection Agency (EPA) with an effective date of March 6, 2014, CERCLA Docket Number 08-2014-0003 (Administrative Order) and that penalties and interest are accruing.

Pursuant to paragraph 76 of the Administrative Order, UPCM is required to pay future response costs to the EPA within thirty (30) days following receipt of a bill unless UPCM contests payment of such costs in accordance with paragraph 78 of the Administrative Order. On August 25, 2016, EPA sent to UPCM a bill for future response costs in the amount of \$243,002.56 in accordance with the Administrative Order. At the request of UPCM, EPA provided backup documentation to the bill on October 6, 2016. Pursuant to the Administrative Order, payment was due within thirty days of having received the bill. To date, EPA has not received payment and UPCM has not complied with the provisions of paragraph 78 contesting payment, notifying EPA of the establishment of an interest bearing escrow account, or invoking dispute resolution procedures.

In accordance with paragraph 94(c) of the Administrative Order, stipulated penalties are now accruing in the amount of \$2,000 per day. Further, civil penalties may be assessed in accordance with paragraph 103 of the Administrative Order and section 122 (I) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §9622(I). In addition, interest on the unpaid bill is accruing pursuant to paragraph 77 of the Administrative Order.



Printed on Recycled Paper

Please feel free to contact me if you would like to discuss this matter further. I can be reached by phone at 303.312.6410.

Sincerely,

A handwritten signature in black ink, appearing to read "Amelia Piggott", with a stylized flourish at the end.

Amelia Piggott
Enforcement Attorney

cc: Sandra K. Allen, State of Utah
Casey Padgett, DOI
Dana Jacobsen, DOI
Matt Hogue, EPA
Rob Parker, EPA
Andrea Madigan EPA

